

**Howe IC Drain
Meeting Minutes
Gladwin County Board of Commissioners Room
May 11,2022**

Meeting called to order by Brady Harrington at 1:28pm

Present: Brady Harrington Chair MDAR, Terry Walters Gladwin County Drain Commissioner, Joe Sova Midland County Drain Commissioner, Robert Willoughby Isabella County Drain Commissioner, Carl Parks Clare County Drain Commissioner,

Also Present: Lucy Zeestraten, Gladwin County Deputy Drain Commissioner, Norma Stewart Midland County Deputy Drain Commissioner, Colleen Ritchie Clare County Deputy Drain Commissioner, Brittney Nicole form Fahey Schultz, Luke O'Brien Spice Group

Motion by Joe Sova to elect Gladwin County as Secretary, Second by Terry Walters. All in favor M/C.

Change is requested on the agenda. Joe Sova asked if 5c is a necessary item? Brady states that if the percentages change, we will need to amend that. Motion by Joe Sova to accept the agenda, Seconded by Robert Willoughby. All in favor M/C.

Motion to approve February 15, 2022, minutes by Joe Sova. Seconded by Robert Willoughby. All in favor M/C.

Brittany Nicole passes out the legal opinion. Had a chance to review all the files in the different counties. There were proceedings in 1908. They were not able to find the established proceedings. First proceedings found were for maintenance and improvement proceedings, so they put established prior to 1909. Brady state that some of the older petitions will say maintenance and improvements of an existing water course. This could be when it was established but as Brittany said there's no way of knowing. Joe Sova asked if there were microfilm or digitized from the newspaper or library that would go that far. Brady stated that we have a contract of letting from 1910 that would have been published. Proceedings again in 1929 practicality. 1945 maintenance and improvements proceedings. 1978 processing's to maintenance and improve to add a branch to an intercounty drain but was done as a county drain. That's not correct as a county drain because that should have established a district before you did the drain. It's not correct as an intercounty drain because you are adding a branch to an intercounty drain and the board should have been involved in that. So, in these situations the board will generally make a call. Its not correct either way. Do you want to accept it as a branch to the intercounty drain as the petition said or do you want to say it Midland County drain and they can go through the 197 to do a district Mejiro? There was discussion on what to do. Joe must decide what he wants to do since the majority of drain is in his county. Joe decided to do 197 and have its own district. Motion to accept the legal opinion with removal of the 1978 and 1979 Mejiro proceedings and place on file as a non-privilege document. by Joe Sova. Second by Carl Parks. All in favor M/C.

Luke O'Brien passes out the district maps and explains it. The map is showing adding Gladwin, Clare, and Isabella but that's not correct. They had historical percentages 1946 that included all 4 counties. Brady stated that it possible the lands were assessed in those 3 counties because there so little. Luke said he would double check. Motion to accept the preliminary district boundary for purposes of Day of Review by Terry Walters. Second by Joe Sova. All in favor M/C.

Luke has apportionment recommendations can go three different ways. 1. Historical apportionments, 2. Acreage for the proposed district and 3. Zone based calculations. There was discussion on which one would be used. Brandy said that you will only use this for maintenance. Most counties use the acreage and run off. Joe likes the zone one, but acreage could change this around. Robert Willoughby like the historic apportionments. Carl says acreage based would be better for him. Robert states how deep and big the drain is at the upper end. Motion to use the acreage base by Carl Parks. That would be 5% Clare, 8% Gladwin, 14% Isabella, 73% Midland. Second by Robert Willoughby. All in favor M/C

FIOA is already with Midland and a resolution has been done.

Governance will be updated with the new percentages. We have \$1,000.00 annually for inspection by board members and

their staff. \$5,000.00 annually for routine drain maintenance. Motion to revise the governance based on the new percentages by Joe Sova. Second by Robert Willoughby. Roll call vote. All in favor M/C

Treasures report currently has \$1,617.19. Net worth \$631.95 Brady stated we will have to assess this. Colleen Ritchie stated that she has to send \$13.49. Gladwin must work what is owed to Midland. Motion to received and file by Terry Walters. Second Robert Willoughby. All in favor M/C.

Day of Review for Midland is August 9th and Isabella is August 10th. Need help with 14A. Road Commission require it, etc. Use your consultants for assessment rolls, mailings, etc.

No public comments.

Next meeting set Tuesday August 16th 10am.

Motion to adjourned by Robert Willoughby, seconded by Joe Sova. All in favor. M/C
Meeting adjourned at 1:57pm.

Respectfully submitted
Lucy Zeestraten, Secretary